



3PW/3754

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant : Eric Schliemann
Serial No. : 10/539,922
Filed : June 16, 2005
TC/A.U. :
Confirmation No: 8428
Examiner :

Docket No. : 05-431
Customer No. : 34704

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313

PETITION TO WITHDRAW HOLDING OF ABANDONMENT
BASED ON FAILURE TO RECEIVE OFFICE ACTION

Dear Sir:

Applicant's Attorney received a Notice of Abandonment in this application mailed September 1, 2006. The Notice of Abandonment references a Notice of Missing Parts mailed October 20, 2005, to which no response was filed, which formed the basis for abandonment.

The aforesaid October 20, 2006 Notice of Missing Parts was not received by Applicant's Attorneys.

The paper in question was not received by Applicant's Attorneys, and a search of the file jacket and docket records indicates that the office communication was not received.

Enclosed herewith are true and accurate copies of the docket book of this firm bracketing the date where the office communication would have been entered and docketed had it been received. Since the action in question was a Notice of Missing Parts, this action would have a two-month period for response. Thus, the action would have been docketed for response on December 20, 2005. The enclosed pages show December 20, 2005, as well as the day after this date, and shows the docketing of other actions received having due dates for this period.

Clearly, the office action in question was not received by this office, and withdrawal of the holding of abandonment is justified.

It is believed that no fee is due in connection with this

petition. If, however, any fee is due, please charge same to Deposit Account No. 02-0184.

Further, it is respectfully submitted that granting of this petition is proper, and re-issuance of the aforesaid Notice of Missing Parts is respectfully requested so that appropriate steps can be taken to respond to same.

Respectfully submitted,

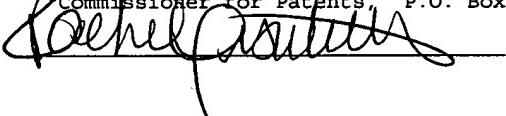
Shimpei Morioka

By _____


Gregory P. LaPointe
Attorney for Applicant
Reg. No. 28,395
Tel: (203) 777-6628
Fax: (203) 865-0297

Date: September 19, 2006

I, Rachel Piscitelli, hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: "Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313" on September 19, 2006.





Country Application

Tuesday, September 19, 2006 Page: 1

Case Number: 05-431 Country: US SubCase:
Client: Dr. Weiss, Brecht, Arat United States of America
Case Type: ORD Application Status: Pending
Application Number: 10/539,922 Filing Date: 16-Jun-2005
Publication Number: Publication Date:
Patent Number: Issue Date:
Parent/PCT Number: Parent/PCT Date :
Parent Issue Number: Parent Issue Date :
Tax Schedule: LE Expiration Date:
Confirmation #: 8428 Patent Term Adjustment: 0
Agent: Agent Reference #:

List Of Actions

Action(s) Due	Due Date	Action Taken
Due Date Re: New Appln	17-Jun-2005	Final 16-Jun-2005
Application Status Check	16-Dec-2006	Due Date

User ID: nicole
Date Created: 06-Jun-2005
Last Update: 19-Sep-2006



Patent No.

Granted

ERIC SCHLIEHMANN

Applicant

Ser. No. 10/539,922

Group

Filed 6/16/05

Room

For DOSING DEVICE

Drawings 6 Sheets. Executed Forwarded

Allowed Allowance Notice Sent

Final Fee Sent Receipt for Final Fee

Patent Delivered to

Assignee

Assignment Forwarded Recorded Reel

Assignment Returned Delivered Assignee

Foreign PCT/EP2003/014401 Filed 12/17/03; German Appln. 10256
Filed 12/17/02

6/16/05. App., Dec., and Inv't A
Drawings (6)

9-1-06 - Notification
of Abandonment (error)

Applicant's Residence

Post Office Address

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PCT-US AR/HE

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~~03-038~~ 10/4/19, 6:47 2005 25th day - 11 days follow CPL
 DECEMBER 20 TUESDAY Am tech pest + Nuisance... cu GAC

~~03-542~~ 10/10/04, 2:17 cu CPL

99.2457 Finmet Trinidad & Tob. 3 fil. re CPL 99

■ 03-1407 POSNET MAILED 10/11/05 EXP OF TIME RE USE BLK 99

88.2697 THE Heritage Coll. EP cu cu 98-

03-749 10/1/82, 5:00 cu GAC 98-

03-368 10/10/94, 9:47 Issuer Pub Fees Due 10/26/05 BLK 05

■ 02-179 10/10/82, 9:58 Amor due 10/10/05 Due RJC 05

■ 04-539 10/1/82, 6:27 ISS PUB FEES FD 11/1/05 BLK 06

■ 02-754 10/1/426, 6:71 Issuer Pub Fees FD 11/18/05 BLK 06

■ 01-457 10/13/97, 0:18 Amor after final mon to 10/10/05 RJC 04

■ 02-729 10/1/96, 8:88 Amor due 10/10/05 BLK 04

03-636 29/1/93, 8:89 ISS FEES DUE FD 11/17/05 BLK 04

■ 03-644 10/1/79, 4:47 Amor due mon to 10/10/05 BLK 04

■ 02-267 10/1/06, 0:06 Amor after final mon to 10/10/05 BLK 04

■ 07-218 5,823, 204 cu CPL 02

■ 02-719 Israel Resp Due RJC 04

97-365 5,824,089 cu rph CPL

97-544 5,823,784 cu CPL

■ 02-754 Israel Resp Due 9/29/05 BLK 04

■ 02-541 Israel Resp Due 10/10/05 BLK 05

■ 03-146 Israel Resp Due 10/10/05 BLK 04

02-755 Israel mailed 10/10/05 Due WBS 05

03-975 10/1/467, 192 cu CPL 06

03-191 10/1/479, 502 cu CPL 06

02-745 10/1/47, 8:27 cu CPL 06

02-690 10/1/90, 5:03 cu BLK 06

■ 02-115 Australia Resp Due 10/10/05 BLK 04

■ 05-463 UTC Target filing Date (11.10.05) WBS 05

■ 05-464 ↓ ↓ Mone To 1/20/06 WBS 05

■ 05-328 UTC (11.10.05) WBS 05

■ 05-329 ↓ ↓ 1/15/06 WBS 05

■ 05-332 ↓ ↓ (11.10.05) WBS 05

■ 05-333 ↓ ↓ 1/20/06 WBS 05

2005
Winter

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SPL
follow
GAC

2005 355th day - 10 days follow
Winter begins

WEDNESDAY 21 DECEMBER

GPL	99-2451	ENMET	BENELUX	marked 2/7	GPL
BLK	99-2451	Enmet	Prn + Tab	cu	GPL
GAC	98-3257	Cetapult		cu	GPL
I-BCL	98-3967	Doc Dream...		cu PBS	GPL
RJC	05-272		cu ke, FF + Perf Prod		GAC
WBS	05-258	won	Date Date (app)	Finalized 6/18	
WBS	06-137	6509.148	cu		GPL
GAC	02-207	6508.610	cu		GPL
GAC	01-504	6508.647	cu		GPL
GAC	04-167	6508.792	cu		GPL
GAC	04-319	11/003,140	AMDT DUE to 11/2		BLK
PL	02-396-2	11/013,224	ISS PUB FEES	12/8	WBS
PL	03-284-1	10/811,372	AMDT AFTER FILED	11/10/01	GAC
PL	02-418	10/148,628	AMDT DUE 5/20/02	11/10/01	BLK
GAC	96-4406	5,783,525	cu		GPL
PL	05-705	✓ UTC	Target filing date	12/6	WBS
WBS	05-706		11/10/01		BLK
WBS	05-707		11/10/01		WBS
BS	04-470	Korea	Reg Due	10/26	BLK
BS	05-666	11/041,641	Reg Due (app)	10/14	BLK
PL	02-615	10/360,133	Brief Due	11/1	GAC
PL	02-771	10/931,281	Brief Due	Buy 1st move to	11/21 WBS
BLK	02-504	10/20,472	AMDT spec, Draw cov	9/1 Bus 3rd	BLK
FC	04/684				

Lori
Final Due Dates

Due Date List By Attorney						
Due Date	Action Due	Action Type	Case Number/SubCase Country	Status Client	App Number Pat Number	App Date Iss Date Other Atty
11-Dec-2005 Final	Due Date-NEW APPL Due Date	05-716 / W29	United States of America	Unfiled HIEBSCH		
13-Dec-2005 Final	Due Date-- NEW APPL Due Date	05-805 / W130	United States of America	Unfiled PATENTBYRAN WALLENGREN AG		
14-Dec-2005 Final	3 Mo Extension of Time Notice of Appeal Due <i>See basis/RCE 12/7</i>	01-117 / United States of America	Pending DANUBIA	09744,035	20-Apr-2001	
14-Dec-2005 Final	6 Month Final US-3 Month Office Action <i>Last to S Bachef 12/10</i>	02-112 / RCE United States of America	PENDING WON INTERNATIONAL	10/056,437	23-Jan-2002	
16-Dec-2005 Final	6 Month Final US-3 Month Office Action <i>W21/10</i>	04-134 / United States of America	Published Dr. Peter Weiss	10/758,842	16-Jan-2004	
19-Dec-2006 Final	Response Due <i>12/8 by email 8/10/06</i>	97-219 / Venezuela	PENDING BRIFER INTERNATIONAL	98-001833	18-Aug-1998	

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TM FINANCIAL DATES

Due Date List By Attorney	
Final	10-Dec-2005 To 19-Dec-2005
Attorney	GPL

Due Date Indicator	Action Due Action Type	Case Number/SubCase Country	Status Client	App Number Reg Number	App Date Reg Date Atty
14-Dec-2005 Final	Statement of Use Due 12/16	03-7077T / United States of America <i>Trademark: ENGETRON</i>	Published BHERING ADVOGASSDAS	78/336,420	04-Dec-2003
14-Dec-2005 Final	Statement of Use Due 12/16	03-7087T / United States of America <i>Trademark: DOUBLE WAY</i>	Published BHERING ADVOGASSDAS	78/336,426	04-Dec-2003

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lon

Friday, December 16, 2005

Attorneys		Due Date	Final Due Dates
Indicator	Action Type	Case Number/SubCase Country	Status Client
22-Dec-2005	Due Date- NEW APPL	05-800 /	Unfiled
Final	Due Date	United States of America	WON INTERNATIONAL

Due Date Indicator	Action Due Action Type	Case Number/SubCase Country	Status Client	App Number Pat Number	App Date Iss Date	Other Atty's
22-Dec-2005	Due Date- NEW APPL	05-800 /	Unfiled			
Final	Due Date	United States of America	WON INTERNATIONAL			
✓ 23-Dec-2005	6 Month Final US-3 Month Office Action	02-779 / United States of America	Published ISP Corporation	10/313,527	06-Dec-2002	
Final	Due Date	sent rem.	Title: METHOD OF COOLING INGESTA			
✓ 25-Dec-2005	Due Date- NEW APPL	05-645 /	Unfiled			
Final	Due Date	United States of America	KLOCKE-SPATH-NEUBAUER			
		11/15				

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Attorneys	GPL	GPL
Due Date: December 16, 2005		
Due Date List BY Attorney		
From: 17-Dec-2005 To: 26-Dec-2005		

Due Date Indicator	Action Due Action Type	Case Number/SubCase Country	Status Client	App Number Pat Number	App Date Iss Date	Other Atty's
23-Dec-2005	Tax 7.5	96-106 / United States of America INTEVEP	GRANTED	08/583,568 5,770,040	05-Jan-1996 23-Jun-1998	

Rachel Hess 12/16

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